



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
Office of Administrative Law Judge
P.O. BOX 3265, HARRISBURG, PA 17105-3265
June 26, 2007

IN REPLY PLEASE
REFER TO OUR FILE

In Re: A-310922F7004

(SEE ATTACHED LIST)

Petition of Core Communications, Inc. for Arbitration of Interconnection
Rates, Terms and Conditions with Alltel Pennsylvania, Inc.

Hearing Notice

This is to inform you that a hearing on the above-captioned case will
be held as follows:

Type: Initial Hearing
Date: Thursday, September 20, 2007
Time: 10:00 a.m.
Location: Hearing Room 2
Plaza Level
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

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DOCKETED
JUL 03 2007

Presiding: **Administrative Law Judge David A. Salapa**
PO Box 3265
Harrisburg, PA 17105-3265
Phone: 717-783-5452
Fax: 717-787-0481

Attention: You may lose the case if you do not come to this hearing and present facts on the issues raised.

If you intend to file exhibits, 2 copies of all hearing exhibits to be presented into evidence must be submitted to the reporter. An additional copy must be furnished to the Presiding Officer. A copy must also be provided to each party of record.

Individuals representing themselves do not need to be represented by an attorney. All others (corporation, partnership, association, trust or governmental agency or subdivision) must be represented by an attorney. An attorney representing you should file a Notice of Appearance before the scheduled hearing date.

If you are a person with a disability, and you wish to attend the hearing, we may be able to make arrangements for your special needs. Please call the scheduling office at the Public Utility Commission at least (2) two business days prior to your hearing:

- Scheduling Office: 717-787-1399
- AT&T Relay Service number for persons who are deaf or hearing-impaired: 1-800-654-5988

pc: Judge Salapa
Stacy Nolan, Scheduling Officer
Beth Plantz
Docket Section
Calendar File

A-310922F7004 PETITION OF CORE COMMUNICATIONS, INC. FOR
ARBITRATION OF INTERCONNECTION RATES, TERMS AND CONDITIONS WITH
ALLTEL PENNSYLVANIA INC.

UPDATED 1/18/07

MICHAEL A GRUIN ESQUIRE
STEVENS & LEE
17 NORTH 2ND STREET
16TH FLOOR
HARRISBURG PA 17101

ALLTEL PA INC
ONE ALLIED DRIVE
MAIL STOP 1269 B5F04-E
LITTLE ROCK AR 72202

HOLLY R SMITH
D MARK THOMAS
PATRICIA ARMSTRONG
THOMAS THOMAS ARMSTRONG & NEISEN
212 LOCUST STREET
PO BOX 9500
HARRISBURG PA 17108-9500

STEVENS & LEE
LAWYERS & CONSULTANTS

17 North Second Street
16th Floor
Harrisburg, PA 17101
(717) 234-1090 Fax (717) 234-1099
www.stevenslee.com

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2007 JUL 23 AM 9:20
F.A.P.U.C.
SECRETARY'S BUREAU

Direct Dial: (717) 255-7365
Email: mag@stevenslee.com
Direct Fax: (610) 988-0852

July 20, 2007

VIA ELECTRONIC MAIL ONLY

Kimberly Bennett, Esq.
Windstream Pennsylvania, Inc.
One Allied Dr.
Little Rock, AR, 72202

**DOCUMENT
FOLDER**

**Re: Petition of Core Communications, Inc. for Arbitration of Interconnection Rates,
Terms and Conditions Pursuant to 47 U.S.C. § 252(b) with Windstream
Pennsylvania, Inc. f/k/a Alltel
Docket No. A-310922 F7004**

Dear Kimberly:

Enclosed please find Core Communications, Inc.'s Amended Set I Interrogatories in the above-captioned matter. Per our discussion, these Interrogatories are being served on you by electronic mail only, and you confirmed that you will distribute them to Windstream's Pennsylvania counsel, Mark Thomas. Please contact me if you have any questions.

KJR

Very truly yours,

STEVENS & LEE


Michael A. Grum

Enclosure

cc: Secretary James McNulty (Certificate of Service Only)

Philadelphia • Reading • Valley Forge • Lehigh Valley • Harrisburg • Lancaster • Scranton
Williamsport • Wilkes-Barre • Princeton • Cherry Hill • New York • Wilmington

A PROFESSIONAL CORPORATION

CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of July, 2007 copies of the foregoing Interrogatories and Requests for Production of Documents have been served, via electronic mail, upon the persons listed below in accordance with the requirements of 52 Pa Code Sections 1.54 and 1.55 of the Commission's rules.

Kimberly Bennett, Esq.
Windstream Pennsylvania, Inc.
One Allied Dr.
Little Rock, AR, 72202



Michael A. Gruin, Esq.
Stevens & Lee
Attorney ID No.: 78625
17 N. 2nd St.
16th Floor
Harrisburg, PA 17101
Tel. (717) 255-7365

Thomas, Thomas, Armstrong & Niesen
Attorneys and Counsellors at Law

SUITE 500

212 LOCUST STREET

P. O. BOX 9500

HARRISBURG, PA 17108-9500

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FOLDER

BA

D. MARK THOMAS

Direct Dial: (717) 255-7619

E-Mail: dmthomas@ttanlaw.com

CHARLES E. THOMAS
(1913 - 1998)

July 30, 2007

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PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Honorable David A. Salapa
Administrative Law Judge
Pennsylvania Public Utility Commission
2 West, Commonwealth Keystone Bldg.
P.O. Box 3265
Harrisburg, PA 17105-3265

Re: Petition of Core Communications, Inc. For Arbitration of Interconnection Rates,
Terms and Conditions with Windstream Pennsylvania, Inc., Pursuant to 47 U.S.C.
§252(b)
Docket No. A-310922F7004

Dear Judge Salapa:

On behalf of Windstream Pennsylvania, Inc. ("Windstream"), enclosed herewith is a proposed Protective Order. This proposed order has been agreed to by Core Communications, Inc. Through this letter, as counsel for Windstream, we hereby request your Honor to issue this Protective Order in the above-referenced arbitration proceeding.

If you have any questions regarding this letter motion, please advise.

Very truly yours,

THOMAS, THOMAS, ARMSTRONG & NIESEN

By 

D. Mark Thomas

Enclosure

cc: Kimberly K. Bennett, Esquire (w/enclosure)
Cesar Caballero, Esquire (w/enclosure)
Michael A. Gruin, Esquire (w/enclosure)
Christopher Van de Verg, Esquire (w/enclosure)

070727-Salapa wpd

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OFFICE OF C.A.L.J.
07 Aug - 1 AM 9:15
PA PUC

BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petition of Core Communications, Inc. :
for Arbitration of Interconnection Rates, :
Terms and Conditions with Windstream : Docket No. A-310922F7004
Pennsylvania, Inc., Pursuant to 47 :
U.S.C. §252(b) :

PROTECTIVE ORDER

IT IS ORDERED THAT:

1. This Protective Order, submitted by Windstream Pennsylvania, Inc. ("Windstream"),¹ formerly Alltel Pennsylvania, Inc., and agreed to by the parties to the instant proceeding, is hereby granted with respect to all materials and information identified at Paragraph 2 of this Protective Order which are filed with the Pennsylvania Public Utility Commission ("Commission"), produced in discovery, or otherwise presented during these proceedings. All persons now and hereafter granted access to the materials and information identified in Paragraph 2 of this Protective Order shall use and disclose such information only in accordance with this Order.

2. The materials subject to this Order are all correspondence, documents, data, information, studies, methodologies and other materials which a party or an affiliate of a party furnishes in this proceeding pursuant to Commission rules and regulations, discovery procedures or cross-examination or provides as a courtesy to a party to this proceeding, which are claimed to be of a proprietary or confidential nature and which are designated "PROPRIETARY INFORMATION" (hereinafter collectively referred to as "Proprietary Information").

¹For the purpose of this Protective Order, Windstream should also include Windstream Communications, Inc.

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In addition, the parties may designate extremely sensitive Proprietary Information as "HIGHLY CONFIDENTIAL" (hereinafter referred to as "Highly Confidential Information") and thus secure the additional protections set forth in this Order pertaining to such material. Such "HIGHLY CONFIDENTIAL" information shall be only such Proprietary Information that constitutes or describes the producing party's marketing plans, competitive strategies, market share projections, marketing materials that have not yet been used, customer-identifying information, or customer prospects for services that are subject to competition.

3. The materials subject to this Order also include all materials and information identified at Paragraph 2 of this Protective Order that were marked as "PROPRIETARY INFORMATION" and "HIGHLY CONFIDENTIAL" in the pending Core application proceeding at Docket No. A-310922F0002, AmA.

4. Proprietary Information and Highly Confidential Information shall be made available to the Commission and its Staff for use in this proceeding. For purposes of filing, to the extent that Proprietary Information is placed in the Commission's report folders, such information shall be handled in accordance with routine Commission procedures inasmuch as the report folders are not subject to public disclosure. To the extent that Proprietary Information or Highly Confidential Information is placed in the Commission's testimony or document folders, such information shall be bound separately, conspicuously marked, and accompanied by a copy of this Order. Public inspection of Proprietary Information and Highly Confidential Information shall be permitted only in accordance with this Protective Order.

5. Proprietary Information and Highly Confidential Information shall be made available to a party hereto pursuant to the terms of this Order. Parties shall

use said information only for purposes of preparing or presenting settlement positions, evidence, cross examination or argument in the proceeding, including any appeals thereof.

6. Proprietary Information. Prior to making Proprietary Information available to any employee, officer or director of a party, counsel for the receiving party shall deliver a copy of this Order to such person and shall receive a written acknowledgment from that person in the form attached to this Order and designated as Appendix A. Counsel shall promptly deliver to the producing party a copy of the executed acknowledgment form.

7. "Highly Confidential" Highly Confidential Information shall be produced for inspection by a party's counsel of record only. If the inspecting lawyer desires copies of such material, or desires to disclose its contents to persons other than counsel of record, she or he shall submit a written request to the producing party's counsel. If requesting and producing parties are unable to reach agreement with respect to such a request, they may submit the issue orally to the presiding Administrative Law Judge. For purposes of this paragraph, representatives of Windstream having signed Appendix A to this Order shall be treated as counsel of record with regard to the production of Highly Confidential information.

8. The Proprietary Information shall be considered and treated as within the exemptions from disclosure provided in the Pennsylvania Right-to-Know Act as set forth at 65 P.S. §66.1(2) until such time as the information is found to be non-proprietary.

9. A producing party shall designate data or documents as constituting or containing Proprietary or Highly Confidential Information by affixing an appropriate proprietary stamp or typewritten designation on such data or documents. Where

only part of data compilations or multi-page documents constitutes or contains Proprietary or Highly Confidential Information, the producing party shall designate only the specific data or pages of documents which constitute or contain Proprietary or Highly Confidential Information.

10. Any public reference to Proprietary or Highly Confidential Information by counsel or persons afforded access thereto shall be to the title or exhibit reference in sufficient detail to permit persons with access to the Proprietary or Highly Confidential Information to fully understand the reference and not more. The Proprietary or Highly Confidential Information shall remain a part of the record, to the extent admitted, for all purposes of administrative or judicial review.

11. Parts of any record in this proceeding containing Proprietary or Highly Confidential Information, including but not limited to all exhibits, writings, testimony, cross examination, argument and responses to discovery, and including reference thereto as mentioned in ordering paragraph 9 above, shall be sealed for all purposes, including administrative and judicial review, unless such Proprietary or Highly Confidential Information is released from the restrictions of this Order, through agreement of the parties, subsequent public disclosure by the producing party, or pursuant to order of the Administrative Law Judge or the Commission. Unresolved challenges arising under paragraph 12 shall be decided on motion or petition by the presiding officer or the Commission as provided by 52 Pa. Code §5.423(a). All such challenges will be resolved in conformity with existing rules, regulations, orders, statutes, precedent, etc., to the extent that such guidance is available.

12. The parties affected by the terms of this Order shall retain the right to question or challenge the confidential or proprietary nature of Proprietary or Highly Confidential Information; to question or challenge the admissibility of Proprietary or

Highly Confidential Information; to refuse or object to the production of Proprietary or Highly Confidential Information on any proper ground, including but not limited to irrelevance, immateriality or undue burden; to seek an order permitting disclosure of Proprietary or Highly Confidential Information beyond that allowed in this Order; and to seek additional measures of protection of Proprietary or Highly Confidential Information beyond those provided in this Order. If a challenge is made to the designation of a document or information as Proprietary or Highly Confidential, the party claiming that the information is Proprietary or Highly Confidential retains the burden of demonstrating that the designation is necessary and appropriate.

13. Upon completion of this proceeding, including any administrative or judicial review, all copies of all documents and other materials, including notes, which contain any Proprietary or Highly Confidential Information shall be immediately returned upon request to the party furnishing such Proprietary or Highly Confidential Information. In the alternative, parties may provide an affidavit of counsel affirming that the materials containing or reflecting Proprietary or Highly Confidential Information have been destroyed.

Dated: _____

David A. Salapa
Administrative Law Judge

APPENDIX A
BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petition of Core Communications, Inc. for :
Arbitration of Interconnection Rates, Terms :
and Conditions with Windstream : Docket No A-310922F7004
Pennsylvania, Inc., Pursuant to 47 U.S.C. :
§252(b) :

TO WHOM IT MAY CONCERN:

The undersigned is an employee, officer or director of _____ or has been retained as a consultant or expert witness in connection with the above-referenced proceeding. The undersigned has read and understands the Protective Order in the above-referenced proceeding, which deals with the treatment of Proprietary and High Confidential Information. The undersigned agrees to be bound by, and comply with, the terms and conditions of said Protective Order.

Printed Name

Signature

Address

City, State, Zip

Employer

Date: _____



THOMAS, THOMAS,
ARMSTRONG & NIESEN

Attorneys and Counsellors at Law

JENNIFER M. SULTZABERGER
Direct Dial: 717.255.7236
jms@ttanlaw.com

ORIGINAL

July 31, 2007

SECRETARIAT BUREAU

2007 JUL 31 PM 1:58

James J. McNulty, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
P.O. Box 3265
Harrisburg, PA 17105-3265

**DOCUMENT
FOLDER**

In re: Petition of Core Communications, Inc. for Arbitration of Interconnection Rates, Terms, and Conditions Pursuant to 47 U.S.C. §252(b) with Windstream Pennsylvania, Inc. f/k/a Alltel Pennsylvania, Inc.
Docket No. A-310922F7004

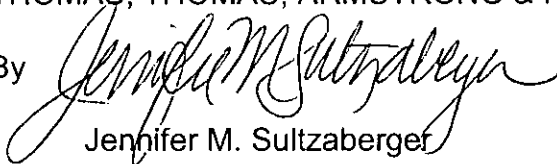
Dear Secretary McNulty:

Enclosed please find Windstream Pennsylvania, Inc.'s Objections to Interrogatories and Statement of Understanding with Respect to Core Communications, Inc.'s Interrogatories and Requests for Production of Documents, Set I, as amended. These Objections were served on Core Communications, Inc. in accordance with the January 29, 2007 Pre-arbitration Order #2.

Very truly yours,

THOMAS, THOMAS, ARMSTRONG & NIESEN

By


Jennifer M. Sultzaberger

Enclosure

cc: Michael A. Guin (w/enclosure)
Honorable David A. Salapa
Kimberly K. Bennett

070731-McNulty.wpd

BTL

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BEFORE THE
PENNSYLVANIA PUBLIC UTILITY COMMISSION

Docket No.: A-310922F7004

Petition of Core Communications Inc. for
Arbitration of Interconnection Rates, Terms
and Conditions Pursuant to 47 U.S.C.
§ 252(b) with Windstream
Pennsylvania, Inc f/k/a Alltel

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SECRETARY'S OFFICE

WINDSTREAM PENNSYLVANIA, INC.'S OBJECTIONS AND STATEMENT OF UNDERSTANDING WITH RESPECT TO CORE COMMUNICATIONS, INC.'S INTERROGATORIES AND REQUESTS FOR PRODUCTION OF DOCUMENTS, SET I, as Amended

NOW COMES, Windstream Pennsylvania, Inc. ("Windstream"), pursuant to 52 Pa. Code §5.342, and files the following objections and statement of understanding with respect to the Interrogatories and Requests for Production of Documents propounded by Core Communications, Inc. ("Core"), Set I as amended, in the above-referenced arbitration proceeding:

GENERAL OBJECTIONS AND STATEMENT OF UNDERSTANDING

As a general matter, Windstream objects to those requests propounded by Core that seek information that already is publicly available to Core or that pertains to Windstream's legal analysis and conclusions in this arbitration proceeding. Discovery should be used for the investigation of relevant factual material that may be in one party's possession and not otherwise available to the other party. Similarly, Windstream objects to those requests that are irrelevant to any issues or sub-issues in this arbitration such as those requesting retail customer information or affiliate information. Such discovery is not in pursuit of information relevant to the establishment of an interconnection agreement but rather for competitive purposes.

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It is Windstream's understanding, based on correspondence between the parties, that Core has withdrawn at this time Question Nos. 2, 5, 7, 8, 9, 10, 11, 14, 15, and 16 but has reserved the right to reinstate these questions after testimony is filed if Core believes that Windstream's testimony raises issues as to these questions. Similarly, Windstream reserves all rights to object to these questions at the time that they may be reinstated on all appropriate grounds including relevancy, public availability, and the fact that they call for legal conclusions and analysis. Windstream further understands that with respect to Question Nos. 25 through 28, the parties agree that, due to confidentiality concerns, Windstream will provide answers in a manner which conceals the identity of specific carriers.

SPECIFIC OBJECTIONS

Methods of Interconnection

18. For purposes of identifying how and where interconnection will take place, identify the location and CLLI code for each switch that Windstream currently operates in Pennsylvania.

Objection: Windstream objects to this question as it seeks nondiscoverable information which is publicly available to Core. Core may obtain this information by accessing the Local Exchange Routing Guide ("LERG") through the assistance of John Staurulakis, Inc. ("JSI"), which Core has retained as Core's LERG administrator. The LERG is used by all telecommunications companies in programming their switches for routing of traffic.

23. How many competitive local exchange carriers (“CLECs”) are certified currently to provide service in Windstream’s Pennsylvania service territory?

Objection: Windstream objects to this question as it seeks nondiscoverable information which is publicly available to Core and which Windstream does not maintain in the ordinary course of its business. Core may obtain this information from the Pennsylvania Public Utility Commission's website at www.puc.state.pa.us, on which the Commission advises that requests for copies of officially filed documents should be made to Gwen Risser in the Public Records Section by phone (717) 783-0704, fax (717) 787-0974 or e-mail at grisser@state.pa.us.

Compensation Issues

30. Please provide unredacted copies of the Pa. P.U.C. annual report as filed by Windstream and all affiliates for each of the last four (4) reporting periods, including but not limited to any schedules relating to intercarrier compensation.

Objection: Windstream objects to this question as it seeks nondiscoverable information which is publicly available to Core and which is otherwise irrelevant to the issues or sub-issues arising in this arbitration proceeding and unlikely to lead to discoverable information. Core may obtain this information from the Pennsylvania Public Utility Commission's website at www.puc.state.pa.us, on which the Commission advises that requests for copies of officially filed documents should be made to Gwen Risser in the Public Records Section by phone (717) 783-0704, fax (717) 787-0974 or e-mail at grisser@state.pa.us.

31. Provide the SEC forms 10K and 10Q as filed by Windstream and all affiliates for each of the last four (4) reporting periods.

Objection: Windstream objects to this question as it seeks nondiscoverable information which is publicly available to Core and which is otherwise irrelevant to the issues or sub-issues in this arbitration proceeding and unlikely to lead to discoverable information. Core may obtain SEC information for Windstream Corporation at www.sec.gov.

32. What is the total amount of intercarrier compensation collected by Windstream and paid by Windstream in calendar year 2006 or the most recent year long period for which figures are available? By this request, Core is asking for Windstream to identify separately, the total amount of intercarrier compensation received and the total amount paid during the last 12 month period for which such figures are available.

Objection: Windstream objects to this question as it seeks nondiscoverable information which is irrelevant and does not relate to any issue or sub-issue listed by Core in this arbitration proceeding. The issues in this arbitration as agreed upon by Core relate to the business relationship between Windstream and Core, not Windstream and other competitors. The information requested would provide the balance of traffic between Windstream and other carriers and, therefore, provide a competitive advantage to Core over the other providers. For the reason that Core has stated that it is an aggregator of ISP traffic, the requested information is irrelevant to Core's business and the issues in this arbitration proceeding. Core initially indicated its agreement to withdraw this question and agreed to revisit this question after the filing of direct testimony.

33. Of the total amount provided in response to Interrogatory I-32, what amount is classified as reciprocal compensation for "local" traffic? Of the total amount, what amount is classified as "access charges" for toll traffic?

Objection: Windstream objects to this questions as it seeks nondiscoverable information which is irrelevant and does not relate to any issue or sub-issue listed by Core in the arbitration proceeding. The issues in the arbitration as agreed upon by Core relate to the business relationship between Windstream and Core, not Windstream and other competitors. The information requested would provide the balance of traffic between Windstream and other carriers and, therefore, provide a competitive advantage to Core over the other providers. For the reason that Core has stated that it is an aggregator of ISP traffic, the requested information is irrelevant to Core's business and the issues in this arbitration proceeding. Core initially indicated its agreement to withdraw this question and agreed to revisit this question after the filing of direct testimony.

35. Produce all documents transmitted to the Commission, CLECs, or CMRS providers demonstrating that Windstream has not "opted in" to the *ISP Remand Order*.

Objection: Windstream objects to this question to the extent that it seeks nondiscoverable information which is publicly available to Core and on file with the Commission. Core may obtain information from the Commission's website at www.puc.state.pa.us, on which the Commission advises that requests for copies of officially filed documents should be made to Gwen Risser in the Public Records Section by phone (717) 783-0704, fax (717) 787-0974 or e-mail at grisser@state.pa.us.

36. What rate or rates does Windstream charge the following types of carriers for the termination of "local" traffic (as that term is defined by Windstream)

- a. Wireless carriers
- b. CLECs
- c. Verizon
- d. rural ILECs

Objection: Windstream objects to this question as it seeks nondiscoverable information which is irrelevant to any issue or sub-issue listed by Core in this arbitration proceeding and is otherwise unlikely to lead to discoverable information. The issues in the arbitration as agreed upon by Core do not include reciprocal compensation rates. Core closed the issue of rates from the parties' consolidated issues matrix. Additionally, Windstream objects to this question to the extent that it seeks nondiscoverable information which is publicly available to Core and on file with the Commission. Core may obtain and compile the information with respect to (a), (b), and (c) above from interconnection agreements posted on the Pennsylvania Public Utility Commission's website at www.puc.state.pa.us, on which the Commission advises that requests for copies of officially filed documents should be made to Gwen Risser in the Public Records Section by phone (717) 783-0704, fax (717) 787-0974 or e-mail at grisser@state.pa.us.

Windstream's Services

37. Does Windstream PA offer any kind of foreign exchange ("FX") service in PA? If so, please provide a service description (including, but not limited to, tariff pages) for each such service.

Objection: Windstream objects to this question to the extent that it seeks nondiscoverable tariff information which is publicly available to Core and on file with the Commission. Core may obtain this information from the Pennsylvania Public Utility Commission's website at www.puc.state.pa.us, on which the Commission advises that requests for copies of officially filed documents should be made to Gwen Risser in the Public Records Section by phone (717) 783-0704, fax (717) 787-0974 or e-mail at grisser@state.pa.us. With its answers to be filed on August 9, 2007, Windstream will provide applicable tariff section references.

38. Unless your answer to Question #1-37 above was an unqualified “no,” please identify:

- a. the number of customers in this state who subscribe to or purchase Windstream’s FX service;
- b. the number of FX lines that Windstream PA provides in this state;
- c. how long FX service has been available from Windstream PA; and,
- d. the number of ISPs to whom Windstream PA provides such service.

Objection: Windstream objects to this question as it seeks nondiscoverable information which is irrelevant and does not relate to any issue or sub-issue listed by Core in the arbitration proceeding. The issues in the arbitration as agreed upon by Core relate to the wholesale business relationship between Windstream and Core and the specifics of Core's proposed interconnections with Windstream. The issues in this arbitration are without regard to Windstream's retail relationships with its customers or to other competitors. The retail customer information requested can be used by Core only for competitive purposes in marketing to Windstream's customers and, therefore, would provide a competitive advantage to Core over other providers. Core has stated that it is an aggregator of ISP traffic such that the requested retail information is irrelevant to Core's business and the issues and sub-issues in this arbitration proceeding.

40. Unless your answer to Question I-39 above was an unqualified "no," please identify:

- e. the number of customers in Pennsylvania who subscribe to or purchase each of the FX-Like Services identified in response to the preceding questions;
- f. the number of lines in this state over which Windstream PA provides each of the FX-Like Services identified in response to the preceding questions;
- g. how long each FX-Like Service has been available from Windstream PA; and,
- h. the number of ISPs who purchase each of the FX-Like Services identified in response to the preceding questions.

Objection: Windstream objects to this question as it seeks nondiscoverable information which is irrelevant and does not relate to any issue or sub-issue listed by Core in the arbitration proceeding. The issues in the arbitration as agreed upon by Core relate to the wholesale business relationship between Windstream and Core and the specifics of Core's proposed interconnections with Windstream. The issues in this arbitration are without regard to Windstream's retail relationships with its customers or to other competitors. The retail customer information requested can be used by Core only for competitive purposes in marketing to Windstream's customers and, therefore, would provide a competitive advantage to Core over other providers. Core has stated that it is an aggregator of ISP traffic such that the requested retail information is irrelevant to Core's business and the issues and sub-issues in this arbitration proceeding.


45. Please state whether Windstream PA knows, or has reason to believe, that any independent LEC with whom Windstream PA has EAS arrangements provide FX or FX-Like Service that permits customers physically located in another rate center to be assigned a number that is local to the rate center included in Windstream PA's EAS area.

Objection: Windstream objects to this question as it seeks nondiscoverable information which is publicly available and which is outside of Windstream's knowledge and control. Core is seeking information with respect to service offerings of other independent LECs. Windstream cannot certify a discovery response as to another carrier's policies or service offerings. Further, Windstream does not maintain this information in the normal course of its business. To the extent that this information is set forth in the tariffs of other carriers in Pennsylvania, Core may research and compile this information by accessing the carriers' tariffs on the Commission's website.

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of July, 2007 a copy of the foregoing document was served, via electronic mail, upon the following:

Michael A. Gruin, Esq. (MAG@stevenslee.com)
Stevens & Lee
17 N. 2nd St.
16th Floor
Harrisburg, PA 17101



Kimberly Bennett

2007 JUL 31 PM 1:58
SECTION OF THE BUREAU